

Serial Number *10667108*	Application No.	Applicant(s)
	10/667,108	ROOT et al.

TERMINAL DISCLAIMER		<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
The term of this patent shall not extend beyond the expiration date of U.S. Patent No:			
6,505,123 6,754,585			
The term of this patent subsequent to the adjacent date has been disclaimed.			
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PATENT

Practitioner's Dkt. No.: 8379.006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Steven A. Root and Michael R. Root

Serial No.: 10/667,108

Group Art Unit: 2857
(Conf. No. 8548)

Filed: 09/19/2003

Examiner: D. McElheny, Jr.

For: INTERACTIVE WEATHER ADVISORY SYSTEM

TERMINAL DISCLAIMER
APPROVED

Mail Stop Fee Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

JUL 10 2004

TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)

Sir:

I, Marc A. Brockhaus, having a mailing address of Dunlap, Codding & Rogers, P.C., P.O. Box 16370, Oklahoma City, OK 73113, in the County of Oklahoma and the State of Oklahoma, represents that he is agent of record for Petitioner/Assignee entity, WeatherBank, Inc. Marc A. Brockhaus is authorized to sign on behalf of Petitioner/Assignee.

WeatherBank, Inc., owns one hundred percent (100%) of the right, title and interest in and to **U.S. Patent No. 6,505,123**, issued on January 7, 2003, assignment recorded on July 24, 2000, Reel / Frame 11121/227-229.

06/28/2004 DENMANU1 00000043 041700 10667108

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WeatherBank, Inc., owns one hundred percent (100%) of the right, title and interest in and to **U.S. Patent N . 6,754,585**, issued on June 22, 2004, assignment recorded on July 24, 2000, Reel / Frame 11121/227-229.

WeatherBank, Inc., owns one hundred percent (100%) of the right, title and interest in and to **U.S. Serial No. 10/355,971**, filed on January 31, 2003, assignment recorded on July 24, 2000, Reel / Frame 11121/227-229.

WeatherBank, Inc., owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, **U.S. Serial No. 10/667,108**, filed September 19, 2003, assignment recorded on July 24, 2000, on Reel/Frames 11121/227-229.

The assignment documents relating to **U.S. Patent No. 6,505,123**, **U.S. Patent No. 6,754,585**, **U.S. Serial No. 10/355,971**, and the above-identified application, **U.S. Serial No. 10/667,108**, have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U. S. C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of **U.S. Patent No. 6,505,123**, **U.S.**

Patent No. 6,754,585, and U.S. Serial No. 10/355,971, as presently shortened by any terminal disclaimers filed prior to the grants of any patents granted on pending applications.

Petitioner further agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to **U. S. Patent No. 6,505,123, U.S. Patent No. 6,754,585, and U.S. Serial No. 10/355,971.**

This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the earlier of the term defined in 35 U.S.C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of said **U.S. Patent No. 6,505,123, U.S. Patent No. 6,754,585, and U.S. Serial No. 10/355,971** and of the terms of any patents granted on applications, as shortened by any terminal disclaimers filed prior to the patent grants, in the event that said **U.S. Patent No. 6,505,123, U.S. Patent No. 6,754,585, and U.S. Serial No. 10/355,971** later: (1) expire for failure to pay a maintenance fee; (2) are held unenforceable or are found invalid by a court of competent jurisdiction; (3) are statutorily disclaimed in whole or terminally disclaimed

under 37 C.F.R. § 1.321; (4) have all claims canceled by a reexamination certificate; (5) are reissued; or (6) are otherwise not deemed to provide the rights conveyed by 35 U.S.C. §§ 154-156 and 173 prior to the expiration of the full statutory term(s) as presently shortened by any terminal disclaimer(s), except for the separation of legal title stated above.

WEATHERBANK, INC.

6-23-2004

(Date)

By: Marc Brockhaus

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